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Attorneys for Plaintiffs
CEQUEL III COMMUNICATIONS I, LLC
d/b/a SUDDENLINK COMMUNICATIONS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CEQUEL III COMMUNICATIONS I, LLC
d/b/a Suddenlink Communications

Plaintiffs,

vs.

THE CALIFORNIA STATE UNIVERSITY,
MONTEREY BAY, and THE FOUNDATION
OF THE CALIFORNIA STATE UNIVERSITY,
MONTEREY BAY

Defendants.

) Case No. 09-CV-1899-PJH

) **NOTICE OF REQUEST FOR**
) **CONTINUANCE OF CASE**
) **MANAGEMENT CONFERENCE;**
) **STATUS REPORT**

) **Date: August 6, 2009**

) **Time: 2:30 p.m.**

) **Courtroom of the Hon. Phyllis J. Hamilton**

A Case Management Conference is scheduled in this matter for August 6, 2009. The parties are finalizing a settlement that will result in the dismissal of this case.

Therefore, Plaintiff Cequel III Communications I, LLC respectfully requests that the Case Management Conference be continued or taken off calendar.

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Dated: July 31, 2009.

Respectfully Submitted,

DAVIS WRIGHT TREMAINE LLP

By: /s/ Martin L. Fineman
Martin L. Fineman

Attorneys for Plaintiffs
CEQUEL III COMMUNICATIONS I, LLC
d/b/a SUDDENLINK COMMUNICATIONS



CASE MANAGEMENT CONFERENCE
CONTINUED TO SEPTEMBER 10,
2009 AT 2:30 P.M. THE CASE
MANAGEMENT CONFERENCE WILL
BE VACATED UPON THE FILING OF
A DISMISSAL.

DAVIS WRIGHT TREMAINE LLP

Proof of Service

I declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am employed in the City and County of San Francisco, State of California, in the office of a member of the bar of this court, at whose direction the service was made. I am over the age of eighteen (18) years, and not a party to or interested in the within-entitled action. I am an employee of DAVIS WRIGHT TREMAINE LLP, and my business address is 505 Montgomery Street, Suite 800 San Francisco, California 94111.

On July 31, 2009 I caused the document described below to be served as indicated below:

**NOTICE OF REQUEST FOR CONTINUANCE OF
CASE MANAGEMENT CONFERENCE: STATUS REPORT**

- ☐ I consigned a true and correct copy of said document for facsimile transmission on July 31, 2009 to the number indicated below
- ☐ I enclosed a true and correct copy of said documents via email on July 31, 2009 as indicated below

Carrie Hemphill Rieth
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I am readily familiar with my firm's practice for collection and processing of correspondence for delivery in the manner indicated above, to wit, that correspondence will be deposited for collection in the above-described manner this same day in the ordinary course of business.

Executed on July 31, 2009, at San Francisco, California.

/s/ EDITH SHERTZ

EDITH SHERTZ